

NOV 18 2004

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PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

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DATE: November 18, 2004

RE: Serial No. 10/698,312; Filed:
October 31, 2003; For: Heated
Device and Method of Redundant
Temperature Sensing;
Applicants: John M. Raterman
et al.; Conf. No. 9805; Our Ref.:
NOR-1127

TO: Examiner Mark H. Paschall
Group Art Unit 3742

FROM: Kevin G. Rooney

FAX NO.: 703-872-9306

TOTAL PAGES: 30
(including cover sheet)

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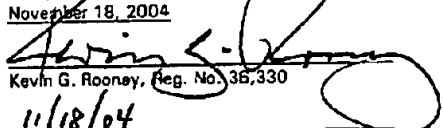
MESSAGE/COMMENTS**OFFICIAL****PLEASE DELIVER TO EXAMINER PASCHALL IMMEDIATELY**

Enclosures: Amendment Transmittal including authorization to charge deposit account excess claims fee of \$54.00 and Response (17 pgs.) including a copy of the originally filed Declaration, Power of Attorney and Petitions

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PATENT

I hereby certify that this correspondence is being transmitted via facsimile to Examiner Mark Paschall in Group Art Unit 3742 (Fax No. 703-872-6306) on November 18, 2004


Kevin G. Rooney, Reg. No. 36,330
11/18/04
Date

Applicants: John M. Raterman et al.
Serial No.: 10/698,312
Filed: October 31, 2003
Art Unit: 3742
Examiner: Mark H. Paschall
Title: HEATED DEVICE AND METHOD OF REDUNDANT TEMPERATURE SENSING
Confirmation No.: 9805
Atty Docket No.: NOR-1127

Cincinnati, Ohio 45202

November 18, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2. ☐ Small Entity status is claimed.
☒ Other than a Small Entity.
3. The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	23	MINUS	20	= 3	x \$9	\$0	x \$18	\$54
INDEP.	3	MINUS	5	= 0	x \$43	\$0	x \$86	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$140	\$0	+ \$280	\$0
TOTALS					TOTAL FEE	\$	TOTAL FEE	\$54

- ☆ If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 ☆☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

_____ No additional fee for claims is required.

4. Attached is a check in the sum of \$_____.

X Please charge my Deposit Account No. 23-3000 in the amount of \$54.00.

A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

- (a) _____ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
— one month	\$ 110.00	\$ 55.00
— two months	\$ 390.00	\$195.00
— three months	\$ 890.00	\$445.00
— four months	\$1,390.00	\$695.00

— Attached is a check in the amount of \$_____ for the three month extension fee as required by 37 C.F.R. § 1.17(c)

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

— An extension for _____ months has already been secured and the fee paid thereof of \$_____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$_____.

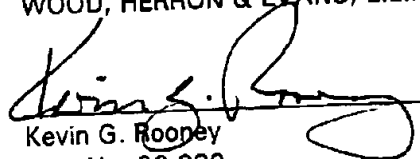
OR

(b) X Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

XX If any additional fee for claims or extension of time is required, charge Account No. 23-3000. A duplicate of this transmittal is attached.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.


Kevin G. Rooney
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NOV 18 2004

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted via
facsimile to Examiner Mark Paschall in Group Art Unit 3742 (Fax No.
703-872-8306 on November 18, 2004)


Kevin G. Rooney, Reg. No. 58,33011/18/04
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John M. Raterman et al.
Serial No.: 10/698,312
Filed: October 31, 2003
Group Art Unit: 3742
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November 18, 2004

Mail Stop Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Sir:

This paper is in response to the Office Action mailed on August 25, 2004.

Consideration of this response is respectfully solicited at this time.

Amendments to the claims begin on page 2 of this paper.

Remarks begin on page 10 of this paper.